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ROUTING AND RECORD SHEET

SUBJECT: (Optional)

DD/A Registry

77-2449

FROM:

Legislative Counsel
6C19 HQ

EXTENSION

612b

NO.

DATE

29 April 1977

TO: (Officer designation, room number, and building)

DATE

RECEIVED

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OFFICER'S
INITIALS

COMMENTS (Number each comment to show from whom to whom. Draw a line across column after each comment.)

1. Eo/ DDA
7D18 HQ

3 MAY 1977

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2. DDA P. 8 5 MAY 1977

5 MAY 1977

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3. D/PERS

5 MAY 1977

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4. DDA P. 1/PC

6 MAY 1977

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STATINTL

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Attached for your information and review is a brief outline of H.R. 13, a bill that would permit labor organizations and activities in the Federal system. We direct your attention to section 7111(h) (6) (A) that gives the Federal Labor Relations Authority discretionary authority to prohibit the formation of a labor unit consisting of employees engaged in intelligence activities.

The Subcommittee on Civil Service is presently holding "nuclear" hearings on H.R. 13, and we will keep you informed of its progress. If you have comments on the bill, we would like them by COB 18 May 1977.


Office of Legislative Counsel

3. For Comment, p/s.

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4. Your action plan.
to D/Pers By
COB 17 May.
[Handwritten signature] JRC

STATINTL

H.R. 13, "Federal Service Labor-Management Act of 1977"

INTRODUCTION

H.R. 13 is the Federal Service Labor-Management Act of 1977, introduced by Representative William L. Clay.

STATUTORY SCHEME

--Establishes the rights of Federal employees to join or not join a labor organization, bargain collectively and choose their own bargaining agent;

--Creates Federal Labor Relations Authority consisting of three members appointed by President, confirmed by Senate. Authority has responsibility for providing leadership in establishing labor-management relations policy and for administering provisions of law. May issue subpoenas.

--Gives Authority power "to determine upon application by the head of the agency ... whether a labor unit shall not be established ... if it includes ... any employee engaged in intelligence, investigative, or security functions of the agency which directly affects national security"

--Establishes within Authority, Federal Services Impasses Panel, whose members, subject to review of Authority, are empowered to investigate, make findings, recommendations for resolution of collective bargaining impasses. Authorizes Federal Mediation and Conciliation Service to assist in negotiation impasses.

--Establishes procedures whereby labor organization shall be granted exclusive recognition of bargaining unit by securing majority vote of those employees participating in the election; dues checkoff; payment of representation fee by non-member employees of bargaining unit.

--States rights and duties of labor and management:

Freedom to conduct business without interference from the other;

Good-faith negotiations;

National consultation rights to unions representing substantial number of agency employees;

Negotiated grievance procedures, including binding arbitration;

Availability of judicial review.

--Sets up appeal system whereby an employee against whom an adverse action is proposed is entitled to 30 days written notice, relevant evidence, pretermination hearing, transcript, written decision.

--Authorizes such sums as may be necessary for implementation of bill.

--E.O. 10987, 11491, 11616, 11636, 11837 shall be enforceable until revoked, remanded by President, superseded by specific provisions of bill, or by regulations issued pursuant to bill.